

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

VITA-MIX CORPORATION, VITA-MIX
MANAGEMENT CORPORATION, and
VITA-MIX MANUFACTURING
CORPORATION,

Plaintiffs,

v.

BLENDTEC, INC.,

Defendant.

Civil Action No. 1:15-cv-01118-PAG

Judge Patricia A. Gaughan

UNOPPOSED MOTION TO EXTEND DISCOVERY DEADLINES

Defendant Blendtec, Inc. (“Blendtec”), by and through its attorneys, hereby moves the Court for a modest extension of all remaining discovery deadlines. This request is made in good faith and not for purposes of delay. The requested extensions will not prejudice any party or unduly delay the final resolution of this action.

Due to conflicting schedules between the parties and with other cases with which counsel is involved, Blendtec still has an outstanding 30(b)(6) deposition to take of Plaintiffs. Thus, the parties have agreed that an extension of the remaining discovery deadlines is appropriate to allow Blendtec to complete its depositions without affecting the timeline of the remaining discovery schedule. Counsel for Blendtec conferred with counsel for Plaintiff Vita-Mix Corporation (“Vita-Mix”) concerning Blendtec’s request for an extension of the remaining discovery deadlines. Vita-Mix’s counsel indicated that Vita-Mix is agreeable to and will not oppose Blendtec’s requested extension as long as all remaining discovery deadlines are likewise extended as

indicated below. Thus, Blendtec respectfully requests that the Court grant this unopposed motion to extend the remaining discovery deadlines as follows:

Event	Rule	Current Date	Proposed Date
Close of Fact Discovery and Status Conference	L.P.R. 4.7	10-28-2016	11-19-2016
Disclosure of Experts and Expert Reports on Issues a Party Bears Burden of Proof	L.P.R. 5.1(b)	12-08-2016	01-05-2017
Disclosure of Rebuttal Expert and Expert Reports	L.P.R. 5.1(c)	01-12-2017	02-09-2017
Expert Witness Depositions Completed	L.P.R. 5.2	02-09-2017	03-09-2017
Dispositive Motions	L.P.R. 6.1	03-09-2017	04-06-2017

For the foregoing reasons, Blendtec respectfully requests that the Court extend the referenced deadlines.

Respectfully submitted this 26th day of October, 2016.

HOLLAND & HART LLP

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CERTIFICATE OF SERVICE

I certify that on October 26, 2016 I served a copy of the foregoing document to the following by

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Fax
- ☒ Electronic Service by CM/ECF

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